

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
) CASE NO. CR13-286-JCC
Plaintiff,)
)
v.)
) DETENTION ORDER
JACOB DAY,)
)
Defendant.)
_____)

Offense charged: Distribution of Cocaine Base

Date of Detention Hearing: September 16, 2013.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant has been charged with a drug offense, the maximum penalty of which

01 is in excess of ten years. There is therefore a rebuttable presumption against defendant as to
02 both dangerousness and flight risk, under 18 U.S.C. § 3142(e).

03 2. Defendant has a very lengthy criminal history which includes numerous failures
04 to appear for court and failures to abide by court orders. He has several convictions for
05 Attempt to Elude. He is associated with three alias names, two dates of birth, and three Social
06 Security numbers. He has several active pending criminal matters in other courts. He does
07 not have a stable employment or residence history.

08 3. Taken as a whole, the record does not effectively rebut the presumption that no
09 condition or combination of conditions will reasonably assure the appearance of the defendant
10 as required and the safety of the community.

11 It is therefore ORDERED:

- 12 1. Defendant shall be detained pending trial and committed to the custody of the Attorney
13 General for confinement in a correction facility separate, to the extent practicable, from
14 persons awaiting or serving sentences or being held in custody pending appeal;
- 15 2. Defendant shall be afforded reasonable opportunity for private consultation with
16 counsel;
- 17 3. On order of the United States or on request of an attorney for the Government, the
18 person in charge of the corrections facility in which defendant is confined shall deliver
19 the defendant to a United States Marshal for the purpose of an appearance in connection
20 with a court proceeding; and
- 21 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel
22 for the defendant, to the United States Marshal, and to the United State Pretrial Services

01 Officer.

02 DATED this 16th day of September, 2013.

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05 Mary Alice Theiler
06 Chief United States Magistrate Judge
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